srp.

HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION

WRIT PETITION NO. 4659 OF 2007.

D. N. Barhale. .. Petitioner.

Versus.

State of Maharashtra & others. ..Respondents.

R. K. Mendadkar for the petitioner.

R. D. Rane A.G.P. for the State.

CORAM: S. B. MHASE &
D.G.KARNIK,JJ.

DATE: AUGUST 4, 2007.

P.C.

1. Heard. The petitioner is a selected candidate for the post of Sikshan Sevak. As his caste claim as a Mahadeo Koli has been validated he has approached to this Court seeking writ of mandamus that the appointment should be made in his favour. Such a mandamus cannot be issued. Even after selection, whether the appointment order is to be issued or not is the question to be considered by the appointing authority. If the claim of the petitioner is by-passed and somebody else is appointed then the petitioner can make a grievance. No such case is made out. Petition is without any merit, hence, it is rejected.

(D.G.KARNIK, J.) **(S.B.MHASE, J.)**